

Attorney Docket No. 22660-0025 DIV 2

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PATENTS

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Rachel Mena
Rachel Mena

12/12/2001
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:
McMillan et al

For: **METHOD FOR QUANTITATIVE
ANALYSIS OF A NUCLEIC ACID
AMPLIFICATION REACTION**

Serial No.: 09/808,706

Filed: March 14, 2001

) Examiner: not yet assigned

) Group Art Unit: 1655

) **INFORMATION DISCLOSURE
STATEMENT**

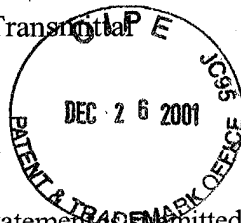
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Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith for filing in the above-entitled patent application is an Information Disclosure Statement, in compliance with 37 CFR 1.97, with referenced documents [A1-A14; B1-B3]. The references listed on the attached form PTO-1449 with an asterisk placed beside them were previously cited by or submitted to the PTO in prior application Serial No. 09/562,195, filed May 1, 2000, therefore copies of these references are not enclosed herewith. Also included is a return postcard.

- ☒ [X] The Information Disclosure Statement is being submitted: (a) within three months of the filing date, or (b) before the mailing date of the first Office action on the merits. **Therefore, no fee is due under 37 CFR 1.97(b).**
- ☐ [] The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311. Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than three months prior to the filing of the Statement. **Therefore, no fee is due under 37 CFR 1.97(c).**
- ☐ [] The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311. Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or, to the undersigned Attorney's knowledge after making reasonable inquiry, was known to any person designated in §1.56(c) more than three months prior to the filing of the Statement. **Therefore, no fee is due under 37 CFR 1.97(c).**

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- ☐ The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311, without certification under 37 CFR 1.97(e). Therefore, *only if this entry is checked in the left margin*, the **\$180.00** fee set forth in § 1.17(p) is authorized below.
- ☐ The Information Disclosure Statement is submitted after the mailing date of a final action under § 1.113 or a notice of allowance under § 1.311, but before payment of the issue fee.
- ☐ Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than three months prior to the filing of the Statement.
- ☐ Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or, to the undersigned Attorney's knowledge after making reasonable inquiry, was known to any person designated in § 1.56(c) more than three months prior to the filing of the Statement.
- ☐ Applicant(s) hereby petition requesting consideration of the Information Disclosure Statement. Therefore, *only if this entry is checked in the left margin*, the **\$180.00** petition fee set forth in § 1.17(i)(1) is authorized below.
- ☒ The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 08-1641, referencing attorney docket number 22660-0025 DIV 2. A duplicate of this document is enclosed.

Respectfully submitted,

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